

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/086,183 Confirmation No.: 8214
Applicant : Christer O. Andreasson
Filing Date : 02/26/2002
Title : SYSTEMS AND METHODS FOR TRACKING PHARMACEUTICALS
WITHIN A FACILITY
Group Art Unit : 2636
Examiner : Julie Bichngoc Lieu
Docket No. : 706737.38
Customer No. : 34313

Commissioner For Patents
Mail Stop Amendment
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION

Sir:

This is in response to the Office Action dated December 15, 2006. Briefly stated, as will be further explained below, the Examiner has rejected the present claims on art that is not prior art. The filing date of Chung 2004/0036623 is October 9, 2001, and thus on its face is not prior art to the present claims inasmuch as Applicant has established a date of invention at least as early as September 19, 2001, and can go back to January 5, 2001, in swearing back of Chung 60/323,514 which had a priority of September 19, 2001. Presumably there should be a duty to determine what, if anything, is actually prior art when making a rejection.

It is respectfully requested that the Examiner reconsider her rejections of Claims in the Office Action of December 15, 2006, with respect to Chung 2004/0036623, and to rereview the previous responses filed August 15, 2006 and January 17, 2007. The currently cited Chung '623 published application is based on